

EXHIBIT 16

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June 23, 2025

VIA ELECTRONIC MAIL ONLY

James H. Rodgers, Esq.
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Re: COEYMANS MARINE TOWING, LLC d/b/a CARVER MARINE TOWING
as Owner and Operator of M/T MACKENZIE ROSE (IMO No. 8968765), etc.
United States District Court, Eastern District of Virginia, Case No. 2:24-cv-00490

Dear Mr. Rodgers:

I write regarding the Daily Logs recently produced by Carver marked “1 RFP 16 CARVER TBS HELM CONNECT 000281-000731” and “1 RFP 16 CARVER 001732-1928 Standard Diary,” which Carver produced in response to the Court’s Order on the Belt Line’s motion to compel the production of logs (smooth and rough) for the period January 1-September 15, 2024.

In reviewing these logs, we find that the entries for February 28, April 1, May 3 are markedly different from the Daily Logs having the same dates that Carver previously produced marked CARVER 000025-000032. Specifically, the entries for the “9.2 NEAR MISS” reports on these dates (and other entries) are missing from the newly produced logs. In fact, we find no entries of “9.2 NEAR MISS” reports in these newly produced smooth logs, leading us to conclude that the newly produced logs are incomplete.

Additionally, only the rough logs from January 1 through July 24, 2024 were produced in the documents labeled “1 RFP 16 CARVER 001732-1928 Standard Diary.” The remaining logs for July 24 through September 15, 2024 were not produced. And again, the rough log pages show entries that are not included in the electronic versions from the same date, leading us to conclude that the electronic versions are incomplete.

For example, the rough log for March 31, 2024 indicates “steering issues ongoing” and a “group email to upper management about steering issues.” The rough log for April 8, 2024 states that the “Auto Pilot kicked into standby hard right.” The rough log for May 8, 2024 details further work on the steering system and other tug repairs. Yet, these entries are not included in the produced smooth logs. Further, the rough log for May 12, 2024 at 22:30 states “see electronic

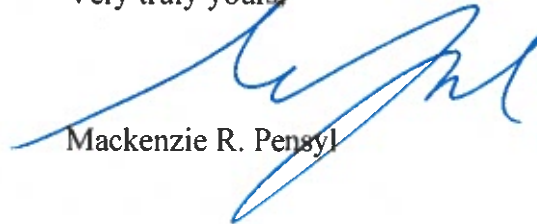
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entry” but no corresponding entry exists, only an entry that matches the rough log entry for 23:30. See CARVER 001822, CARVER 001830, CARVER 001860, and CARVER 001864, copies of which are attached. Such information is highly relevant but omitted from these logs. This is another breach of the Court’s Order.

Finally, some pages in the smooth log appear to be cut off at the bottom, e.g., 1 RFP 16 CARVER TBS HELM CONNECT 000425, and others lack any entries at all, e.g., 1 RFP 16 CARVER TBS HELM CONNECT 000464.

We request immediate production of the complete Daily Logs covering January 1-September 15, 2024, and reserve our rights regarding Carver’s non-compliance with the Court’s Order.

Very truly yours,



Mackenzie R. Pensyl

MRP/clm
Enclosures

cc: James L. Chapman, IV, Esq.
W. Ryan Snow, Esq.
Michael Roman, Esq.
Harold L. Cohen, Esq.
Rachel Werner, Esq.
Dawn Johnson, Esq.
Siobhan Murphy, Esq.

ow

2024 91st day - 275 days follow
Easter

SUNDAY **31** MARCH

KTS 0005 - NW Nucor Berkeley - steering issues ongoing
T

202° 0600 - group email to ~~the~~ upper Management about steering issues

0700 - 34° 45.0N 75° 56.7W

0900 34° 38.6N 76° 07.6W 20/25 SEAS 5-7, clear 5.2 kts cse 2489

2200 33° 51.6N 77° 05.1W 20/25 SEAS 5-6 clear, 5.6 kts cse 2657

C. Miller

D. DiPietro B. Kuster

J. McGrath

S. Porter

N. Coffee

follow

2024 99th day - 267 days follow

MONDAY 8 APRIL

0001 U/W YNOT 8 TINTOW BOVND FOR NY

1st 0100 35°53.9'N 075°29.6'W 6.2kts, 349T, SEA 1-2, 5-10 wind NW

225kts NE 0300 36°06.6'N 075°35.7'W 6.5kts, 351T, SEA 1-2, NW 10kts

20-25 N 0500 36°19.2'N 075°41.1'W 7.2kts, 356T, SEA 2-3, NW 10kts

OVER Comp. 0530 CHANGE OF WATCH TURNOVER COMPLETE E. WALORDY RLVN BY C. MILLER

0615 Auto Pilot Kicked into Standby Hard Right*

0930 - 36°47.3'N 75°51.3'W speed 7kts CSE 26 LT wind & SEAS,

1030 36°52.8'N 75°49.6'W speed 6kts CSE 32T SW 15/20 4' SEAS

1130 WATCH CHANGE (GENERAL ALARMS TESTED) SAT-

1140 Shortened tow to 2 layers out.

15-20 WIND 1300 37°06.3'N, 075°42.7'W, 038'CSE, 6.0kts LT WIND/SEAS

20-25 1500 37°16.8'N, 075°35.6'W, 037'CSE, 5.7kts, SEAS 1-2 NE, 5-10 SOUTH

Comp. 1700 37°26.1'N 075°29.2'W, 049'CSE, 6.4kts, SEAS/WIND LT

1730 WATCH CHANGE E. WALORDY RETRIEVED BY C. MILLER

1900 37°37.8'N 75°20.0'W speed 6.2 SEAS LT motion

2100 37°47.8'N 75°12.1'W " 6.0kts SEAS (motion) 42T

2230 37°55.3'N 75°06.4'W 6.2kts SEAS 3-4 SSE 15/18 42T

2330 Watch change turnover complete - see helm notes

C. Miller

E. Walordy

R. Nantista

J. Hodge

C. Campanelli

A. Munoz

follow

2024 129th day - 237 days follow

WEDNESDAY 8 MAY

0001 WYNOT 2 BOUND FOR NORFOLK
 0100 36°45'.0'N 075°48.8'W 5.7kts 353T
 0300 36°54'.1'N 075°55.8'W 5.8kts 311T
 0500 36°59.8'N 076°11.9'W 7.1kts 296T
 0530 WATCH TURNOVER COMP MILLER RELIEVES WALORDY
 0630 Coastal trader on station
 0700 Flag Round up into Push Gear Anchorage K-1
 0950 Release Coastal trader All Last T Pier Norfolk
 1000 Shut Down Mains, work on Staring system
 1130 Watch Change E Warlord Relieves C. Miller
 1200 Day work tug repairs continue
 1800 Done with tug repairs for today
 2000 - Standby paper work
 2330 E Warlordy Relieves C. Miller watch/Turnover complete

SEAS

Miller

C. Miller	
E. Warlordy	TFOB 34,446 0600
A. O'Rourke	L/O 482
C. Campanelli	C/O 167
J. Hoggs	H/O 483
J. Morrissey	Potable H ₂ O 4900

2024 133rd day - 233 days follow
Mother's Day

SUNDAY 12 MAY

0001 V/W YNDZ BOUND FOR BALTIMORE
0100 38°28.8'N 076°24.0'W 7.2 kts 333'
0300 38°39.3'N 076°26.7'W 7.2 kts 000°T
0500 THOMAS POINT SHOAL LT. 5.8 kts 004°T
0530 MILLER RELIEVES WALORDY
0730 39°08.1'N 76°24.4'W 6.2 kts (SE 327)°T VAR 5 Lt chop
0900 Scott Key Bridge Ivory Coast on station
0950 1st line up @ Laporte
1010 All fast @ Laporte Casin Branch Ferry pt.
1015 Release Ivory Coast.
1045 4L NW NY
1130 Watch change E Warlordy Relieves C. Miller
1300 GRN 11 BUOY TOLCHESTER CHANNEL 6.5 kts @ 040°T WX TSTORMS
1500 WORTON PT. 6.5 kts @ 045°T WX SCATTERED TSTORMS
1700 ARNOLD PT 6.7 kts @ 042°T WX LT VAR
1715 GENERAL ALARM WEEKLY TEST
1730 CHRIS MILLER RELIEVES ERIC WALORDY
1910 St Georges RR Bridge CnD Canal Lt wind ripple
2100 39°23.6'N 75°29.4'W CSE 149°T S 9.2 kts SE 20, 2' chop
2230 See electronic entry
2330 Watch Turner complete

10
C. Miller
E. Warlordy
A. O'Rourke
C. Campanelli
J. Morrison
J. Hogge
TFOB 31983 @ 0600
U/O 473.5
G/O 478 167
H/O 478
Potable H₂O 5.000